

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Steven M. RUBEN

Appl. No.: 10/662,429

Filed: September 16, 2003

For: **Apoptosis Inducing Molecule I**

Confirmation No.: 2663

Art Unit: 1644

Examiner: HUYNH, PHUONG N.

Atty. Docket: 1488.1890003/EJH/SAC

**Supplementary Declaration of Kong Tan  
Ruben Exhibit #148**

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Ruben Exhibit #148**

Paper No. \_\_\_\_\_

Filed on Behalf of Party Ruben:

By: Samuel B. Abrams, Esq.  
Margaret B. Brivanlou, Esq.  
JONES DAY  
222 East 41<sup>st</sup> Street  
New York, New York 10017  
Tel: (212) 326-3939  
Fax: (212) 755-7306

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES**  
(Administrative Patent Judge Sally Gardner Lane)

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**STEVEN M. RUBEN**

Junior Party,  
(Application No. 08/816,981),

v.

**STEVEN R. WILEY**  
and **RAYMOND G. GOODWIN**

Senior Party,  
(Patent No. 5,763,223).

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**Patent Interference No. 105,077**

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**SUPPLEMENTARY DECLARATION OF KONG B. TAN**

Ruben EXHIBIT 2148  
Ruben v. Wiley et al.  
Interference No. 105,077  
RX 2148

NYJD: 1532826.1

4. The fourth Northern analyses that I carried out, and which I described in paragraph 5 of my Declaration of June 21, 2004, employed a "TL2" probe, as indicated in the lower-left hand corner of the copy of the autoradiograph on the last page of RX<sup>RE29</sup>. Accordingly, the level of expression of AIM-I in each of the cell types examined in this experiment is reflected in the intensity of the band seen in the autoradiograph.

5. The data I obtained in my Northern analysis experiments described and summarized in paragraphs 2-6 of my June 21, 2004 Declaration (I<sup>RE25</sup>) were significant in that they revealed the relative levels of expression of AIM-I in different cell and/or tissue types.

6. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the above-captioned application or any patent issuing thereon.

Date July 15, 2004

  
Kong B. Tan